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**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q65512

Nobuhiko OGURA

Appln. No.: 09/918,500

Group Art Unit: 1637

Confirmation No.: 3311

Examiner: Jeffrey Siew

Filed: August 1, 2001

For: BIOCHEMICAL ANALYSIS UNIT AND BIOCHEMICAL ANALYZING METHOD  
USING THE SAME

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.97 and 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, along with a copy of the corresponding Communication from a Foreign Patent Office.

The present Information Disclosure Statement is being filed after either a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application (whichever is earlier), but before payment of the Issue Fee, and therefore Applicant is submitting

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**INFORMATION DISCLOSURE STATEMENT**

U.S. Appln. No.: 09/918,500

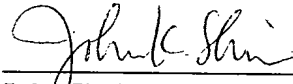
**Q65512**

herewith a check for the fee of \$180.00 under 37 C.F.R. § 1.17(p), and a Statement Under 37 C.F.R. § 1.97(e).

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,



John K. Shin  
Registration No. 48,409

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
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WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: February 9, 2004



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**STATEMENT UNDER 37 C.F.R. § 1.97(e)**

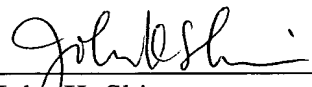
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

Respectfully submitted,

  
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John K. Shin  
Registration No. 48,409

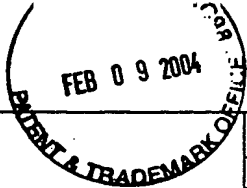
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Substitute for Form 1449 A &amp; B/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

*Complete if Known*

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|------------------------|----------------|
| Application Number     | 09/918,500     |
| Confirmation Number    | 3311           |
| Filing Date            | August 1, 2001 |
| First Named Inventor   | Nobuhiko OGURA |
| Art Unit               | 1637           |
| Examiner Name          | Jeffrey Siew   |
| Attorney Docket Number | Q65512         |

Sheet 1 of 1

**U.S. PATENT DOCUMENTS**

| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Document Number |                                      | Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant of Cited Document |
|-----------------------|--------------------------|-----------------|--------------------------------------|--------------------------------|---|
|                       |                          | Number          | Kind Code <sup>2</sup><br>(if known) |                                |   |
|                       |                          | US 4,752,557    |                                      | 06-21-1988                     | Hisanori TSUCHINO, et al.                       |
|                       |                          | US 5,260,190    |                                      | 11-09-1993                     | Hisashi SHIRAISHI, et al.                       |
|                       |                          |                 |                                      |                                |   |
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**FOREIGN PATENT DOCUMENTS**

| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Foreign Patent Document      |                     |                                      | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Translation <sup>6</sup> |
|-----------------------|--------------------------|------------------------------|---------------------|--------------------------------------|--------------------------------|--|--------------------------|
|                       |                          | Country<br>Code <sup>3</sup> | Number <sup>4</sup> | Kind Code <sup>5</sup><br>(if known) |                                |  |                          |
|                       |                          | WO                           | 99 09415            | A1                                   | 02-25-1999                     | NYCOMED AMERSHAM, PLC                              |                          |
|                       |                          | WO                           | 94 26413            | A1                                   | 11-24-1994                     | AMERSHAM INTERNATIONAL,<br>PLC                     |                          |
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**NON PATENT LITERATURE DOCUMENTS**

| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published. | Translation <sup>6</sup> |
|-----------------------|--------------------------|--|--------------------------|
|                       |                          | European Search Report, K 53 218/7 as, 01118133.6-2204-, Fuji Photo Film Co., Ltd., dated December 12, 2003  |                          |
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|                       |                          |  |                          |

Examiner Signature

Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov), MPEP 901.04 or in the comment box of this document. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to indicate here if English language Translation is attached.